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**BEFORE THE
SURFACE TRANSPORTATION BOARD**

CARGILL, INCORPORATED)

Complainant,)

v.)

BNSF RAILWAY COMPANY)

Defendant.)

Docket No. 42120

ENTERED
Office of Proceedings

APR 13 2011

Part of
Public Record

JOINT MOTION TO REVISE THE PROCEDURAL SCHEDULE

In response to the Board's Decision served on April 8, 2011 ("*April 8 Decision*"), Complainant Cargill, Incorporated ("Cargill") and Defendant BNSF Railway Company ("BNSF") file this Joint Motion to Revise the Procedural Schedule.

In its *April 8 Decision*, the Board suspended the procedural schedule pending further order of the Board, and requested the parties to submit a revised procedural schedule (either jointly or individually), within five days. The parties have conferred and agree at this time that in order to reasonably complete discovery (for the reasons set forth in their Joint Motion of March 25, 2011), additional time is needed to be added to the procedural schedule for discovery, with the evidentiary filing due dates extended accordingly.


Accordingly, the parties jointly ask the Board to revise the procedural schedule as follows:

June 20, 2011	End of Discovery
August 19, 2011	Cargill Opening Statement Due
October 18, 2011	BNSF Reply Statement Due
November 17, 2011	Cargill Rebuttal Statement Due

The parties jointly request that the Board grant this motion.

Respectfully submitted,


CARGILL, INCORPORATED

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Dated: April 13, 2011

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